



Coastal Zone Act Reauthorization Amendments

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Purpose and Mandate

- Submittal of Coastal Nonpoint Pollution Control Program
- Management measures
- Additional management measures

Pathways for Meeting CZARA

- Regulatory Program
- Voluntary Program
 - Methods for tracking and evaluating
 - Legal opinion of authorities
 - Commitment to use enforcement authority

Proposed Disapproval of Oregon's Program

- New Development
- Onsite Sewage Disposal
- Additional management measures for forestry
- Requested comments regarding adequacy of OR's ag programs

A photograph of a fish, possibly a trout, leaping out of a body of water. The fish is captured mid-air, with its body arched and fins spread. The water is dark and rippled. In the foreground, the green, feathery fronds of a fern are visible, slightly out of focus. The overall scene is natural and dynamic.

DEQ's Approach - OSDS and New development

- New Development
 - TMDL Implementation Plan guidance for managing post-construction stormwater
- OSDS
 - Voluntary approach
 - Milestones for implementing the inspection management measure
 - Viable tracking approach, commitment to use enforcement
 - Greater disclosure by seller, Realtor education and outreach
 - Septic Smart Initiative
 - 95% OSDS inspected in 15 years

ODF Approach – Riparian Areas

- Medium and small “F” streams
 - Considering increased protection
- Non-fish bearing streams
 - Watershed studies
 - Protections from harvest activities
 - Prompt reforestation after harvest
- NOAA/EPA finding – insufficient to protect water quality

ODF Approach – Roads

- Clarified road drainage BMPs
 - Increased inspections
 - Wet season hauling rules
 - Voluntary measures
 - Developed family forestlands management plan
 - Annual audit
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- NOAA/EPA finding – insufficient to protect water quality

ODF Approach – Landslides

- Will use regulatory and voluntary measures
- Established rules to protect public safety
- Rule for leaving trees along type “N” streams
- Landowner credits
- Harvest rules on steep slopes
- Technical note regarding roads in critical locations
- NOAA/EPA finding – insufficient to protect water quality

ODF Approach – Herbicide Applications

- Chemical and Other Petroleum Product Rule
 - Pesticides Control Law
 - Pesticide Stewardship Program
 - Water Quality Pesticide Management Plan
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- NOAA/EPA finding – insufficient to protect water quality

Agricultural Issues

- Concerns were raised about existing Ag programs
- Public comments were invited
- Response to comments document developed
- NOAA/EPA will be working with ODA on issues

NOAA/EPA Final Decision

- Disapproved on January 30, 2015
 - Lack of adequate riparian protections for medium, small and non-fish bearing streams
 - Lack of adequate management measures for landslide to protect water quality
 - Lack of adequate management measures for roads especially legacy roads
 - Lack of protections on Type N streams when herbicides are aerially applied

NOAA/EPA Final Decision

- Consequences
 - 30% Reduction in Section 319 funding for DEQ
 - 30% Reduction in Section 306 funding for DLCD

Path to Full Approval

- Identify opportunities where broader technical discussions could occur
- Work with State Agencies to address remaining forestry issues.
- Continue to assess potential Ag issues and work with ODA and others to address those issues
- Review all previous interim approvals Implement public review process